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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

5

Application Number

10/690,340

Filing Date

October 21, 2003

First Named Inventor

Mikhail Godkin

Art Unit

2832

Examiner Name

Bernard ROJAS

Attorney Docket Number

351999-991310

**ENCLOSURES**

(Check all that apply)



Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Reply to Missing Parts/  
Incomplete ApplicationReply to Missing Parts  
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a  
Provisional Application

Power of Attorney, Revocation



Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) \_\_\_\_\_

☐ Landscape Table on CD

After Allowance Communication to TC

Appeal Communication to Board  
of Appeals and InterferencesAppeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please identify  
below):

1. Response to Non-Compliant Appeal Brief
2. Attachment - Substitute Status of Claims  
Section
3. Return postcard

**Remarks**

The Director is hereby authorized to charge or credit any fees that may be associated with this communication to Deposit Account No. 07-1896. A duplicate copy of this page is enclosed.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

DLA Piper US LLP

Signature

Printed name

Gerald T. Sekimura

Date

March 6, 2008

Reg. No.

30,103

**CERTIFICATE OF TRANSMISSION/MAILING**

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Ta-Tanisha L. Henry

Date

March 6, 2008

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/690,340  
Applicant(s) : Mikhail Godkin  
Filed : October 21, 2003  
TC/A.U. : 2832  
Examiner : Bernard ROJAS

Confirmation No. 2197

Docket No. : 351999-991310  
Customer No. : 29585

For: **FLAT LINEAR VOICE COIL ACTUATOR WITH PLANAR COILS AND A  
SPRING-TYPE CHARACTERISTIC**

Mail Stop Appeal Brief-Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

Sir:

**RESPONSE**

Responsive to the Notice of Non-Compliant Appeal Brief mailed February 26, 2008, having a period for response of one (1) month, submitted herewith is the following page for Applicant's Appeal Brief:

Substitute **Status of Claims** section.

**REMARKS**

The Patent Appeal Center Specialist ("Specialist") has indicated that Status of Claims section of the brief submitted by Applicant did not contain a statement of the status of all claims. The Specialist invited Applicant to only submit the defective section of the brief.

Applicant respectfully submits a substitute Status of Claims section which now also lists allowed claims 24-31 and objected to claims 5, 9, 11, 12, 15-18, 20-23, 33 and 38. The substitute section contains page 3, so as to preserve the page numbering as presented in the originally filed brief.

**Conclusion**

For the foregoing reasons set forth above, it is respectfully submitted that Applicant's Brief on Appeal now satisfies the requirements of 37 CFR 41.37(c)(1)(iii).

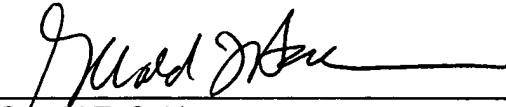
The Commissioner is hereby authorized to charge any fees that may be associated with this communication to Deposit Account No. 07-1896.

Respectfully submitted,

DLA PIPER US LLP

Date: March 6, 2008

By:

  
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**Status of Claims**

Claims 1 through 40 are pending in the application. Claims 24-31 have been allowed by the Examiner. Claims 5, 9, 11, 12, 15-18, 20-23, 33 and 38 have been objected to by the Examiner. Claims 1-4, 6-8, 10, 13, 14, 19, 32, 34-37, 39 and 40, have been finally rejected by the Examiner. This is an appeal of the rejection of claims 1-4, 6-8, 10, 13, 14, 19, 32, 34-37, 39 and 40.